

MESSAGE NO: 9335112 MESSAGE DATE: 12/01/1998

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: REV-Revocation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-122-503

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 03/01/1997 TO 02/28/1998

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: NOTIFICATION & RECISSION OF ANTIDUMPING ADMINISTRATIVE REVIEW, &
REVOCATION IN PART, OF ANTIDUMPING DUTY ORDER ON IRON CONSTRUCTION
CASTINGS FROM CANADA (A-122-503)

MESSAGE NO: 9335112

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CASES: A - 122 - 503

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PERIOD COVERED: 03 01 1997 TO 02 28 1998

LIQ SUSPENSION DATE:

TO: CMC DIRECTORS,
PORT DIRECTORS

FROM: DIRECTOR, IMPORT OPERATIONS

RE: NOTIFICATION & RECISSION OF ANTIDUMPING ADMINISTRATIVE
REVIEW, & REVOCATION IN PART, OF ANTIDUMPING DUTY ORDER
ON IRON CONSTRUCTION CASTINGS FROM CANADA (A-122-503)

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON
IRON CONSTRUCTION CASTINGS FROM CANADA (A-122-503), COVERING
THE PERIOD 03/01/97 THROUGH 02/28/98, HAS BEEN RESCINDED AT
THE REQUEST OF CANADA PIPE COMPANY LIMITED. THIS NOTICE OF
RECISSION WAS PUBLISHED IN THE FEDERAL REGISTER ON 08/27/98.

2. FURTHERMORE, AS A RESULT OF A NOTIFICATION FROM THE
PETITIONER, THE MUNICIPAL CASTINGS FAIR TRADE COUNCIL, THAT

IT IS NO LONGER INTERESTED IN THE ANTIDUMPING DUTY ORDER ON IRON CONSTRUCTION CASTINGS FROM CANADA WITH RESPECT TO LIGHT IRON CONSTRUCTION CASTINGS, THE DEPARTMENT OF COMMERCE HAS REVOKED THIS ANTIDUMPING DUTY ORDER IN PART IN REGARDS TO LIGHT IRON CONSTRUCTION CASTINGS. THE NOTICE OF REVOCATION IN PART WAS PUBLISHED IN THE FEDERAL REGISTER ON 09/17/98, AND A CORRECTION OF THE NOTICE OF REVOCATION IN PART WAS PUBLISHED IN THE FEDERAL REGISTER ON 09/23/98.

3. PRIOR TO THE PARTIAL REVOCATION OF THIS ORDER, THE MERCHANDISE COVERED BY THIS ORDER CONSISTED OF CERTAIN IRON CONSTRUCTION CASTINGS FROM CANADA, LIMITED TO MANHOLE COVERS, RINGS, AND FRAMES, CATCH BASIN GRATES AND FRAMES, CLEANOUT COVERS AND FRAMES USED FOR DRAINAGE OR ACCESS PURPOSES FOR PUBLIC UTILITY, WATER AND SANITARY SYSTEMS, CLASSIFIABLE AS HEAVY CASTINGS UNDER HARMONIZED TARIFF SCHEDULE (HTS) ITEM NUMBER 7325.10.0010; AND TO VALVE, SERVICE, AND METER BOXES WHICH ARE PLACED BELOW GROUND TO ENCASE WATER, GAS, OR OTHER VALVES, OR WATER AND GAS METERS, CLASSIFIABLE AS LIGHT CASTINGS UNDER HTS ITEM NUMBER 7325.10.0050. THE HTS ITEM NUMBERS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES ONLY. THE WRITTEN DESCRIPTION REMAINS DISPOSITIVE.
 4. THE MERCHANDISE COVERED BY THIS ORDER NOW CONSISTS OF CERTAIN IRON CONSTRUCTION CASTINGS FROM CANADA, LIMITED TO MANHOLE COVERS, RINGS, AND FRAMES, CATCH BASIN GRATES AND FRAMES, CLEANOUT COVERS AND FRAMES USED FOR DRAINAGE OR ACCESS PURPOSES FOR PUBLIC UTILITY, WATER AND SANITARY SYSTEMS, CLASSIFIABLE AS HEAVY CASTINGS UNDER HARMONIZED TARIFF SCHEDULE (HTS) ITEM NUMBER 7325.10.0010. THE HTS ITEM NUMBER IS PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES ONLY. THE WRITTEN DESCRIPTION REMAINS DISPOSITIVE.
 5. CUSTOMS IS DIRECTED TO TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF LIGHT IRON CONSTRUCTION CASTINGS FROM CANADA, ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 09/17/98. ALL ENTRIES OF LIGHT
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IRON CONSTRUCTION CASTINGS FROM CANADA THAT WERE SUSPENDED ON OR AFTER 03/01/97 SHOULD BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND REFUND ALL CASH DEPOSITS).

6. YOU ARE TO ASSESS ANTIDUMPING DUTIES ON ALL OTHER IRON CONSTRUCTION CASTINGS FROM CANADA ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD LISTED BELOW AT THE CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

IRON CONSTRUCTION CASTINGS FROM CANADA PERIOD

A-122-503

LIQUIDATE ALL ENTRIES FOR ALL FIRMS. 03/01/97 - 02/28/98

7. THESE INSTRUCTIONS CONSTITUTE THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIOD LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE CLASSIFIED AS HEAVY CONSTRUCTION CASTINGS AT THE CURRENT RATES.
8. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAYS INTEREST ON OVERPAYMENTS, OR ASSESSES INTEREST ON UNDER PAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

9. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CUSTOMS SHOULD

REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES,

CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE- REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

OFFICERS, PLEASE CONTACT VIAL E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT ALEXANDER AMDUR AT 202-482-5346, AD/ CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

11. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party